

1 RESOLUTION NO. 2013-001

First Reading Passage Requested

(D. Matz)

2 SPONSOR Mr. Pry

3 DATE January 7, 2013

4 COMMITTEE Planning

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7 **A Resolution concurring with Summit County Children Services Board's termination of a**
8 **construction contract with Kraiger Construction, for the Summit County Children**
9 **Services Visitation Center Renovation Project, in Council District 4, for the Executive's**
10 **Department of Administrative Services, and declaring an emergency.**

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12 WHEREAS, pursuant to Resolution No. 2012-029, this Council awarded a construction
13 contract for the Summit County Children Services visitation center renovation project; and

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15 WHEREAS, as a result of incomplete work, improperly performed work, and an injury to
16 a County employee at the project site, Kraiger Construction was barred from the job site and a
17 claim was made against the performance bond on the project; and

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19 WHEREAS, pursuant to Resolution No. 2012-426, this Council declared an emergency
20 in the completion of the Summit County Children Services Visitation Center Renovation Project
21 and ratified the award of a construction contract to a substitute contractor, Ver-Dick Builder's
22 Inc.; and

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24 WHEREAS, on November 27, 2012, Summit County Children Services Board adopted
25 Resolution No. 11-2012-27, which terminated the original contractor's contract contingent on
26 this Council adopting a similar resolution; and

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28 WHEREAS, this Council finds and determines, after reviewing all pertinent information,
29 that it is necessary, and in the best interest of the County of Summit, to concur with the Summit
30 County Children Services Board's termination of a construction contract with Kraiger
31 Construction, for the Summit County Children Services Visitation Center Renovation Project;

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33 NOW, THEREFORE, BE IT RESOLVED by the Council of the County of Summit, State
34 of Ohio, that:

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36 SECTION 1

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38 County Council hereby concurs with the Summit County Children Services Board's
39 termination of a construction contract with Kraiger Construction, for the Summit County
40 Children Services Visitation Center Renovation Project, as terminated pursuant to Summit
41 County Children Services Board's Resolution No. 11-2012-27.

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43 SECTION 2

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45 This Resolution is hereby declared an emergency in the interest of the health, safety and
46 welfare of the citizens of the County of Summit, and for the further purpose of ensuring the
47 prompt and safe completion of the Summit County Children Services visitation center renovation
48 project.
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2 PAGE TWO

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4 SECTION 3

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6 Provided this Resolution receives the affirmative vote of eight members, it shall take
7 effect immediately upon its adoption and approval by the Executive; otherwise, it shall take
8 effect and be in force at the earliest time provided by law.

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10 SECTION 4

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12 It is found and determined that all formal actions of this Council concerning and relating
13 to the adoption of this Resolution were adopted in an open meeting of this Council, and that all
14 deliberations of this Council and of any of its committees that resulted in such formal action,
15 were in meetings open to the public, in compliance with all legal requirements, including Section
16 121.22 of the Ohio Revised Code.

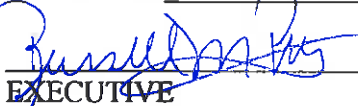
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19 INTRODUCED January 7, 2013

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21 ADOPTED January 7, 2013

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25 CLERK OF COUNCIL


PRESIDENT OF COUNCIL

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27 APPROVED January 8, 2013

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30 EXECUTIVE

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32 ENACTED EFFECTIVE January 8, 2013

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Voice Vote:11-0. YES: Comunale, Crawford, Feeman, Kostandaras, Kurt
Lee, Prentice, Rodgers, Roemer, Shapiro, Schmidt